IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1347 OF 2007

Film & Television Producers
Guild of India .. Petitioner.

V/s.

State of Maharashtra & 2 others .. Respondents

Dr.Virendra V. Tulzapurkar, Senior Counsel with Mr.Anil Menon i/by Anil Menon & Assoiates for the petitioner.

Ms.Geeta Shastri, AGP for the respondents.

CORAM : F.I. REBELLO &
J.P. DEVADHAR, JJ.

DATED : 9TH JULY, 2007.

P.C. :

1. Rule. Heard forthwith.

2. It is the contention of the Petitioners that the Appellate Authority while disposing off the Appeal by remanding the matter to the Collector by the impugned order dated 17th April, 2007, has not answered the issue as to whether the function organised by the Petitioners amounts to "entertainment". It is submitted that various contentions urged on behalf of the Petitioners here were not addressed to by the learned Appellate Authority.

3. We have perused the impugned order. Considering the contention advanced, in our opinion, ends of justice would met if the impugned order dated 17th April, 2007 is set aside and the matter is remanded back to the Appellate Authority for denovo consideration of the Appeal. All contentions both of the Appellants and Respondents are left open for consideration before the Appellate Authority. The Appellate Authority to dispose of the Appeal at any rate not later than 12 weeks from today.

4. Rule is made absolute accordingly with no order as to costs.

(F.I. REBELLO, J.)

(J.P. DEVADHAR, J.)